

Message Text

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ACTION SNM-02

INFO OCT-01 AF-08 ISO-00 AGRE-00 IGA-02 AID-05 MED-03
DEAE-00 CIAE-00 INR-07 IO-13 JUSE-00 NSAE-00
TRSE-00 USIA-15 NSC-05 OES-06 OMB-01 HEW-06 L-03
H-02 DODE-00 /079 W
-----250540Z 082890 /13

R 241715Z MAR 77
FM AMEMBASSY DAKAR
TO SECSTATE WASHDC 8764

UNCLAS DAKAR 2060

E.O. 11652: N/A
TAGS: SNAR
SUBJECT: CONGRESSIONAL HEARINGS JON DECRIMINALIZATION OF MARIJUANA

REF: STATE 57902

1. SENEGALESE LAW CONTROLS "STUPEFIANTS", OR DRUGS, AND THERE IS A LENGTHY LIST OF CONTROLLED SUBSTANCES. CANNABIS AND ITS RESINS ARE ON SAME LIST AS COCAINE, HEROIN, AND MORPHINE. LAW PROHIBITS PRODUCTION, POSSESSION, TRAFFICKING, AND USE OF ALL SUBSTANCES ON LIST EXCEPT FOR AUTHORIZED MEDICAL PURPOSES.

2. LAW PROVIDES THAT FOR ILLEGAL USE, OR ATTEMPTED USE, OF CONTROLLED SUBSTANCES, COURT MAY REQUEST EXPERT MEDICAL OPINION. COURT THEN HAS OPTION OF IMPOSING JAIL SENTANCE AND/OR FINE, OR REMANDING GUILTY PARTY TO MEDICAL TREATMENT.

3. ANYONE CONVICTED OF PRODUCTION, POSSESSION, TRAFFICKING, OR USE OF CONTROLLED SUBSTANCE, EXCEPT AS NOTED PARA 2 ABOVE, IS LIABLE TO IMPRISONMENT FROM ONE TO FIVE YEARS, A FINE FO NOT LESS THAT \$2,000 OR MORE THAT \$20,000, OR ANY COMBINATION OF JAIL AND FINE WITHIN THOSE LIMITS. FOR PRODUCTION, IMPORTATION, OR EXPORTATION, THE MAXIMUM IMPRISONMENT INCREASES TO TEN YEARS. SENEGALESE LA
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ALSO PROVIDES FOR: 1) PUNISHMENT EVEN IF THE CRIME OCCURS OUTSIDE SENEGAL; 2) PUNISHMENT OF "ANY PREPARATORY ACT" AS IF IT WERE THE CRIME ITSELF; AND 3) PUNISHMENT IN CASES OF CONSPIRACY TO COMMIT. THOSE CONVICTED CAN ALSO HAVE THEIR CIVIL RIGHTS SUSPENDED AS PART OF THEIR PUNISHMENT.

4. SEEKING OR SOLICITING CONTROLLED SUBSTANCES IS PUNISHABLE BY A JAIL TERM OF ONE MONTH TO ONE YEAR, AND/OR A FINE OF \$80 TO \$400. THE POLICE HAVE THE RIGHT TO ENTER ANY HOUSE OR BUILDING AT ANY TIME OF DAY OR NIGHT WITHOUT A SEARCH WARRANT WHERE THEY BELIEVE THAT CONTROLLED SUBSTANCES MAY BE IN USE BY MORE THAN ONE PERSON.

5. IN PRACTICE, THESE LAWS ARE ENFORCED IN A MANNER BEST DESCRIBED AS "IRREGULAR AND SEVERE". ALTHOUGH SENTENCES HANDED DOWN ARE RARELY THE MAXIMUM, THEY ARE NORMALLY MORE SEVERE THAN IS GENERAL UNDER THE LENIENT JUDICIARY SYSTEM.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MARIJUANA, DRUG CONTROL, US CONGRESSIONAL HEARINGS
Control Number: n/a
Copy: SINGLE
Sent Date: 24-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977DAKAR02060
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770102-0481
Format: TEL
From: DAKAR
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770328/aaaaaxnj.tel
Line Count: 74
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 1e4920b3-c288-dd11-92da-001cc4696bcc
Office: ACTION SNM
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 57902
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29-Sep-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3012386
Secure: OPEN
Status: NATIVE
Subject: CONGRESSIONAL HEARINGS JON DECRIMINALIZATION OF MARIJUANA
TAGS: SNAR
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/1e4920b3-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009